O. F. 71 & 72—659,414—21-11-30.

1933

O.F. 71 & 72.

Department of Land Rev and Settl

OFFICE Board of Rev

STATION Madras

No. Mis 2793

2793

Dated 12-10-1933

L 856

To whom sent		Date	Initial
	Given for copying		
	Copied		
	Examined		
	Signed		
	Given for despatch		
	Despatched	18 OCT 1933	
	Indexed		
Pages in the file	To be destroyed on		

(SUBJECT.)

Public servants – (Bellary) – M.A. Castelino – Acting ly Taluk Office – Hadagalli – Break in Service. condonation – Sanctioned. G.O communicated

* Not to be filled in in the case of permanent records.

C F. 32.

In reply, please quote number, date and short title.

Revenue DEPARTMENT.

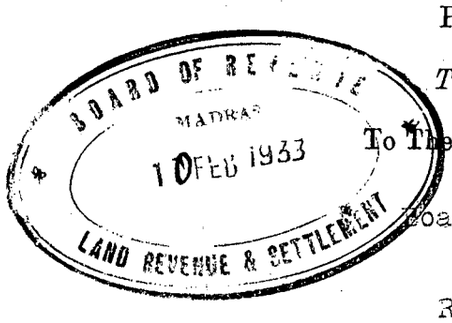
Received ..... *Registered* E856

From (Name) F. W. Steeart Esq., C.I.E., I.C.S., -

(Designation) Collector of Bellary.

Post Box ....., (Station) .....

Telegraphic Address .....



To The Secretary to the Commissioners,
Board of Revenue, Land Revenue and Settlement,
Madras.

Ref C *No.* 5240/32A4 *dated* 7-2-33. 192

Sir,

ENCLOSURES copy of S.S.O's letter.

SPARE COPIES .....

Castelino- M.A.- Acting clerk Deputy Tahsildar's Office- Hadagalli- Transfer from Mangalore- joining time.

M.A. Castelino was appointed on 16-4-30 as a temporary clerk in the Revenue Settlement Party IV, Calicut. He had appeared for the Competitive examination for clerkships, and on the results of the examination he was selected for employment in the offices in the City. On account of retrenchment in the Settlement Party, he was selected to be discharged and one month's notice was served on him under Article 352(b) C.S.R. and he was to be discharged from 1-12-31. In the meanwhile he applied to this district for an appointment. Mr. Galletti appointed him as an acting clerk, Taluk Office, Hadagalli subject to his name being transferred to the Bellary District, and the Commission accordingly transferred him to the list of the district in their Endt. No.Dis. 763 dated 27-11-1931. He was relieved on the afternoon of 30-11-1931 at Cannanore and joined his new appointment in the Hadagalli Taluk Office on the afternoon of 24-11-31. He was in transit for 4 days, as he had to travel more than 700 miles. The Special Settlement Officer, Party IV, treated the clerk as discharged from the date on which he was relieved at Cannanore and declined to issue Last Pay Certificate. There is therefore a break of 4 days in the acting service of the clerk. The clerk applied to the Board to treat

P. 97 C.S.R.

this period as transit, but the Board in its Proceedings Rout.No. 3413 dated 9-7-1932 refused to grant the petitioner's request. I am not sure that they understood the full facts and ask for reconsideration as the clerk has again moved me.

2. The clerk now requests that the period of 4 days may be treated as transit in view of rule 6(1) of the Madras Retrenchment and re-employment rules published in G.C.No. 486 (Public) dated 21-3-1932 and G.C.No. 981 Ms. (Revenue) dated 5-5-1932 communicated with D.F. Mis. No. 1471 dated 16-5-1932. According to these G.Os, any interruption due to discharge under these rules in the service of a person who is subsequently re-employed, shall not entail forfeiture of his past service, and service from the date of such re-employment shall be deemed for all purposes to be in continuation of the service before discharge. But in this case the clerk had not been actually discharged from the Settlement Party in pursuance of the notice when he was relieved to join the appointment in this district, and he does not technically come under the rules for retrenchment and re-employment. The Special Settlement Officer, No. IV Party to whom a reference was made sent a reply a copy of which is enclosed.

3. The clerk anticipated his discharge on receiving notice and seems to have agreed to be discharged from 20-11-31, as he received the appointment order on the same day. His enterprise in obtaining another post should I think be rewarded rather than penalized. Refusing the petitioner's request involves break of service, and he should not suffer more than a discharged man who is re-employed. I recommend that his case may be favourably considered and that he may be allowed to count his previous service in the Settlement Department.

9.2.33.

For Collector.

A.S.N./9-2.

9-2-33.

Copy of letter No. L.Dis. 21-33 dated 3-1-1933, from the Special Settlement Officer, IV Party, Calicut.

Castelino,M.A.- clerk- Taluk Office, Hadagalli- Issue of last Pay Certificate.

Ref:- Your letterC.No. 5240/32 A-4 dated 6-12-32.

The services of Martin Castelino were ordered to be dispensed with from the afternoon of 20-11-1931, as he had expressed his willingness to take his turn for appointment in the ministerial service in districts other than Malabar and as he could not therefore be allowed to continue in the Malabar District. On the same date (20-11-1931) he received an order from you appointing him as clerk in the Bellary District and he was accordingly relieved as already ordered. The clerk submitted a petition to me requesting that the time taken by him to join his appointment in the Hadagalli Taluk office might be treated as joining time and that a last pay certificate might be issued to him. I could not comply with this request as it appeared from the correspondence (Letter from the Madras Service Commission No. Mad. 6691/31 dated 4-4-32 and your L.Dis.C. 1946/32 A-4 dated 12-4-1932, enclosed with his petition that his name had been transferred to the Bellary District by the Public Services Commission at his own request and as no transit pay can be allowed unless public interests were served by the transfer of a Government servant. I am still unable to issue a last pay certificate in this case for the same reason.

(True Copy) N.S.Q. 2.33

A.S.N./9-2. For Collector.

5.2.33

5

SUBJECT

PUBLIC SERVANTS.-(Bellary). Castelino-MA Acting clerk. R.S. Party No. IV. Transfer to [redacted] Taluk office giving him. Break [redacted] condonation.

Pp 1-4 C.F.

Read E. 856/33.... A with cats

N. I. 23/5/33 to Govt. R.D

[illegible] E 856/33-3. 23/5/33

R II 23/8/33 to Govt. R.D.

[illegible] E 856/33-6. 23/8/33

REFERENCE. E. 856/33-1 Dated 24 Feb. 1933.

Submitted to Government.

2. In the circumstances now reported, the Board recommends that Govt. may be pleased to allow the clerk to count his previous service in the Settlement Department. (from 16-4-30 to 20.11.31) for purposes of increment.

23.2.33

23.2.33

To

The Secretary to Government. Rev. Dept.

24/2/33

7

C F. 32-(a).

DEPARTMENT.

In reply, please quote number, date and short title

Received *Registered* E 2290

From (Name) F.W. Stewart Esqr. C.I.E., I.C.S.,

(Designation). Collector of

Post Box....., (Station) Bellary.

Telegraphic Address.....

To The Secretary to the Commissioners

Land Revenue & Settlement,

Madras.

Ref. C.*No.* 5240/32-A-4 *dated* 4th May 1933.

Sir,

Castelino M.A. - Acting clerk Deputy Tahsildar's office, Hadagalli - Transfer from Mangalore - joining time.

ENCLOSURES

SPARE COPIES

pp1-2 cy

I invite Board's attention to this office Ref. No.C.5240/32-A-4. dated 7-2-33 and request early orders in the matter.

5/5/33

For Collector.

K.K.R.5-5-33.

9

SUBJECT.

PUBLIC SERVANTS - (Bellary) - Casteling.

M.A. Acting clerk - gaining time - Break in service.

~~HA~~

P.7 C.F.

Reads E. 2290/33... 9

REFERENCE. E. 856/33-2. Dated 9.5-33.

The Collector is informed that the question has been referred to Govt., and that their orders are awaited.

9/5/33

9/5/33

9/5

9.5.33

To

The Collr. of Bellary.

9.5

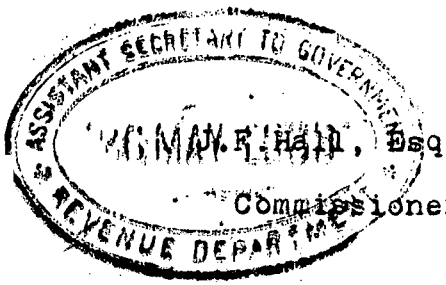
DESPATCHED
10 MAY 1933

1A.

R.No.I.

11

Rv 1952 E
26533



W. M. F. Hall, Esq., C.I.E., O.B.E., I.C.S.,
Commissioner of Land Rev.& Sett.

*****

REFERENCE No.E.856/33-3, dated the 23rd May 1933.

The Board solicits the orders of Government on its reference noted below.

N Srinivasan
for Secretary. 23/5

To the Secretary to Government, Revenue Department.

***

Bd's Ref.No.E.856/33-1, dated 23rd February 1933.

Subject.

Public Servants - (Bellary) - Castelino, M.A. - Acting clerk, R S.Party No.IV - Transfer to Hadagalli Taluk Office - Joining time - Break in service - Condonation.

BOARD OF REVENUE
31 MAY 1933
LAND REVENUE AND SETTLEMENT

12 E 2601

SECY.
31 MAY 1933

Revenue Department

Endorsement No 1952 E/33-1 dated 29-5-1933.

The matter is still under the

IA

Consideration of the Government

May be filed with the connected Papers. Govt may be reminded again on 28.8.33, if necessary

(By order)

29.5.33
Assistant Secretary to the Govt
Rev Dept

28/5
31/5 TO.

The Board of Rev (dRs)

27.5.33.

O.K.
27/5/33

13

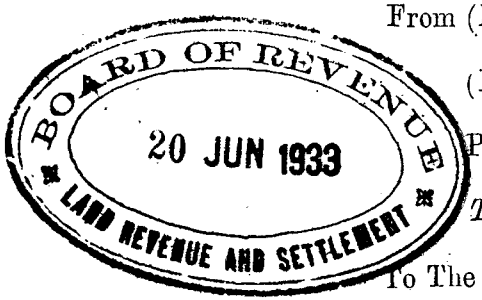
C.F. 32-(a).

Revenue DEPARTMENT.

In reply, please quote number, date and short title.*

£2950

Received ..... *Registered* .....



From (Name) F. W. Stewart Esq., C.I.E., I.C.S.,

(Designation) Collector,

Post Box ....., (STATION) Bellary

Telegraphic Address .....

To The Secretary to the Commissioners,

Land Revenue & Settlement, Madras.

Ref C. *No.* 5240/32 A4, *dated* 17th June 1933

Sir,

* Castelino- M.A- Acting clerk Deputy Tahsildar's office- Hadagalli- transfer from Mangalore- joining time.

Ref:- Board's E. 856/33-2 dated 9-5-33.

I invite Board's attention to this office Ref: No: 5240/32 A4 dated 7-2-33 and 4-5-1933 and request early

ENCLOSURES .....

.....

.....

SPARE COPIES .....

pp 1-2 and 7 C.F.

15

SUBJECT.

PUBLIC SERVANTS. (Ballary).

Castelino H.A. acting clerk. Joining time. Break in Service. Condonation.

PP 13-14 C.F. Read E. 2960/33 Q

Reference E. 856/33-4, Dated 20.6.33

The Collector is informed that the question is still under the consideration of the Government.

Sve
20.6.33

NR
20/6

To.

The Collr. of Bellary

For
20/6.
20.6.33

DESPATCHED
21 JUN 1933

C F 32-(a).

17 DEPARTMENT.

In reply, please quote number, date and short title *

BOARD OF REVENUE
11 AUG 1933
LAND REVENUE AND SETTLEMENT

Received *Registered* E- 0162

From (Name) F.W. Stewart Esqr. C.I.E., I.C.S.,

(Designation) Collector of

Post Box....., (Station) Bellary.

Telegraphic Address.....

To The Secretary to the Commissioners,
Land Revenue & Settlement,
Madras.

Ref. C. *No.* 5240/32-A-4 *dated* 5th August 1933.

Sir,

Castelino - M.A., Acting clerk - Deputy Tahsildar's office, Hadagalli - transfer from Mangalore - joining time - break in service - condonation.

ENCLOSURES.....

.....P 15 Cr

.....

SPARE COPIES.....Nil.....

Ref:- Board's No. E.856/33-4 dated 20-6-33.

I invite Board's attention to this office Ref. C.5240/32-A-4. dated 7-2-33, and request early orders in the matter.

10/8

For Collector.

K.K.R. 10-8-33.

10/8

19

Subject. PUBLIC SERVANTS. (Bellany). Caskling, MA.

R. F. XXII-A-19—28,004—15-3-32 (6)

FOR MEMBER.

A.

Acting clerk. Qualifications. Break in service. Condonation.

READ AGAIN B. P. No. _____, dated _____ 193

" " " _____, " _____ 193

READ ALSO :—

Register No. _____, From the _____, No. _____, dated _____ 193

E. 4162/33 .... Q.

" "_____, " "_____, "_____, "_____ 193

" "_____, " "_____, "_____, "_____ 193

Ref. E. 856/33-5

RESOLUTION. No. _____, dated 12 Aug. 1933

The Colr is informed that the question is still under the consideration of Govt.

12/8/33

To

The Colr of Bellary.

DESPATCHED
14 AUG 1933

14/8

12/8

12.8.33

R.No.II.

J.F.Hall, Esquire, C.I.E., O.B.E., I.C.S.,
Commissioner of Land Rev. & Sett.

REFERENCE No.E.856/33-6, dated the 23rd AUGUST 1933.

The Board solicits the orders of Government on its reference noted below.

for Secretary.

To The Secretary to Government, Revenue Department.

Bd's Ref.No.E.856/33-1, dated 23rd February 1933

SUBJECT.

PUBLIC SERVANTS - (Bellary) - Castelino, M.A. - Acting clerk, R.S.Party No.IV - Transfer to Hadagalli Taluk - Joining time - Brea in service - Condonation.

22/2

E-26889

BOARD OF REVENUE
30 AUG 1933
LAND REVENUE AND SETTLEMENT

Rev: Dept

Rev no 756E/33-3 dt 28/8/33

Castelino, M.A. Ag clerk, Taluk office Hadagalli, Bellary Dt. Service in Settlt Party No IV. ~~Brest~~ Break. Cadrnahai - from the Bd of Rv, Paper No E.856/33-6 dt 23.8.33.

1 Enquiry

The Board of Rv. is informed that the matter is still under consideration.

for subs at p 5 N

Dh 26/8/33

OK 26/8/33

To the Bd of Rv, LRts.

o/c 26.8.33

~~HA~~

This may be filed with the connected papers. Govt. may be reminded again on 23.11.33

It is the opp of the Collectors that has been sent for the matter

Dh 26/8

Dh 26/8

2-3

GOVERNMENT OF MADRAS

E 8-6 Sectt. II-15 (b)—20,000—16-12-32.

E-552

SECY. 10 OCT 1933

BOARD OF REVENUE (LAND REVENUE AND SETTLEMENT)

Received 10 OCT 1933 193

Registered 193

Abstract.

Castelino M.A.- Acting clerk, Taluk office Hadagalli, Bellary district.- Period of his service in the settlement department - counting for increment -Permitted.- P.o communicated.

Pus mi 2793 5 12.10.33

communicated to the collector Bellary

PV 10/10 10/10/33 11/10/33

12.10.33

To the collr of Bellary
Copy to the S.S.O. No. IV Party

Revenue DEPARTMENT.

G.O. No. MS 1794 dated 7th October 1933.

ENCLOSURES.

No. 1 to 4

READ the following paper:—

From the Board of Revenue (Land Revenue and Settlement) Ref. E.No.856/33-1 dated 23rd February 1933.

ORDER:-

The Government are pleased to permit M.A.Castelino Acting clerk, Taluk office, Hadagalli, Bellary district to count for increment the period of his service in the Settlement Party No.IV from 16th April 1930 to 20th November 1931.

(By order of the Governor in Council)

J.A.Thorne
Secretary to Government.

To the Board of Revenue, Land Revenue and Settlement.
To the Accountant-General, through Finance Department.
To the Finance Department.

F o r w a r d e d.
(By order)

P Krishnan 12/10/33
Superintendent.

S.R.

Revenue DEPARTMENT.

G.O. No. dated (In October) 193

Enclosures.

No.

From the Board of Revenue (Land Revenue and Settlement)
Rc. No. 650/32-1 dated 20th February 1933.

To

The Accountant-General, through Finance Department.

Sir,

I am directed to forward herewith, for information, a copy of the letter noted above.

I have the honour to be,
Sir,
Your most obedient servant,

(By order)

Secretary to Government.

No. IV from Lieut. Col. A. Ogden Mayhew, I.A.S.

Re appointment for one period of his service in the Secretariat Department,
Accounts-Cum-Audit Office, Madras, Deputy Auditor-General's
The Lieutenant-Governor is pleased to appoint Mr. A. Ogden Mayhew, I.A.S.,
for another period of his service in the Secretariat Department,
with effect from 20th January 1933 (A.N.) and until further orders.

By Order,

Secretary to Government.

NOTE FILE.

Subject

PUBLIC SERVANTS - (Bellary) - Castelino,M.A. - Acting clerk, R.S.Party, No.IV - Transfer to Hadagalli Taluk Office - Joining time - Break in service.

****

E.856/33.

To First Asst.

Please see the Collector's letter at pp. 1-2 c.f.

2. In July last, M.A.Castelino, acting clerk, Taluk Office, Hadagalli, Bellary Dt., submitted a petition to the Board requesting that the break in his service from 21.11.31 to 23.11.31 caused by his transit (~~in connection with~~ to join his appointment in the Taluk Office, Hadagalli, Bellary Dt.) may be condoned so as to enable him to count his previous service from 16-4-1930 to 20-11-1931 in the R.S.Party No.IV. He was relieved in the Rev. Sett. Party No.IV on 20-11-31 (A.N.). The Special Settlement Officer refused the clerk's request for issuing a last pay certificate and for treating the period as joining time. The Board declined to comply with the petitioner's request, as the clerk elected to join the Revenue Department, to better his prospects. The Collector also did not then make any recommendation.

3. The Collector has now submitted a detailed report explaining the circumstances of the clerk's discharge in the Settlement Party, and recommends that he may be allowed to count his previous service in the Settlement Department.

Under Rule 6 (4) of the Madras Retrenchment and Re-employment Rules, any interruption due to discharge under the rules in the service of a person who is subsequently re-employed under the rule shall not entail forfeiture of his past service, and the service from the date of such re-employment shall be deemed, for all purposes, to be in continuation of his service before the discharge.

P. 3 of (W)

For the reasons stated in para 2 of his letter, the Collector considers that the present case does not technically come under the rules for retrenchment and re-employment. He has therefore submitted the case for the favourable consideration of the Board.

P. 2 C.F.

In the circumstances reported by the Collector, and in view of the peculiar nature of the case, the Govt. may be addressed to allow the clerk to count his previous service in the Revenue Settlement Partv from 16.4.30 to 20.11.31, for purposes of increment and for seniority in the Revenue Department.

with ref: to para 2 of G.O. dt. p.179 (X)
[B.P.No 1471 12.5.32]

For orders.

My 15.2.33 Board 16/2

From the perusal of the letter from the S.S.O No. IV Party at p-3, C.F. it would appear that there is no room for interference.

Mrs 16.2.33 / 16/2 The full facts of the case were not reported when the petr applied in June 32 (V)
The period of break is now stated to be 4 days
the petr had to travel from Calicut to Hadagalle in Bellary a long distance. In orders if the Bd would now recommend to Govt. to condone the break.

16/2/33 Asst [illegible]

3

The clerk was relieved from No. IV Party after the notice of discharge was served on him & just 10 days before the due date of discharge.

The Collr recommn — Pleas see pp 1–2 cf — may be accepted. The clerk need not be denied the benefit of the retrenchment rules simply because he got a post in the Bellary D. a few days before he would have been thrown out from Sett Party IV. It is hereby that the post may be addd to Sanction the counting of his Service in the Sett. Dept; ~~for pen~~ (that is to say, the interruption due to his joining time did not entail forfeiture of his service in the Sett Dept).

17/2/33

Ker 17/2

~~Addl~~
S

No objection

Addl 20.2.33.

20 FEB 1933

Ag (Sett)
+A

To First Asst

Draft submitted.

23/2/33

Ker 23/2

Asst (Sett)

for 24/2
23.2.33